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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/755,849	01/12/2004	Walter M. Bain	1311.DDN.CN	8439
27472	7590	06/01/2007		
RANDALL B. BATEMAN BATEMAN IP LAW GROUP 8 EAST BROADWAY, SUITE 550 PO BOX 1319 SALT LAKE CITY, UT 84110			EXAMINER SHAPIRO, JEFFERY A	
			ART UNIT 3653	PAPER NUMBER
			MAIL DATE 06/01/2007	DELIVERY MODE PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10755849	1/12/04	BAIN, WALTER M.	1311.DDN.CN

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**EXAMINER**

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ART UNIT	PAPER
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3653

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DATE MAILED:

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**Commissioner for Patents**

The reply brief filed on 4/6/07 has not been considered because it is not in compliance with 37 CFR 41.41(a). The reply brief includes a non-admitted amendment, i.e., the non-admitted amendment filed 4/27/06. 37 C.F.R. 41.41 (a)(1)(2) prohibits inclusion of any new or non-admitted amendments in a reply brief. As Appellant's Representative has titled the claims appendix section a "Revised Appendix A", this appears to be intentional. As such, per the requirements of 37 C.F.R. 41.41(b), Appellant is hereby notified that this reply brief will not be considered, and the Appeals Brief filed 11/2/06, which is presumed to contain the claim appendix with the un-amended claim language, forwarded to the Appeals Board for action on the merits.

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TECHNOLOGY CENTER 3600